

**ORIGINAL**

AO 93 (Rev. 5/85) Search Warrant

**United States District Court**NORTHERN

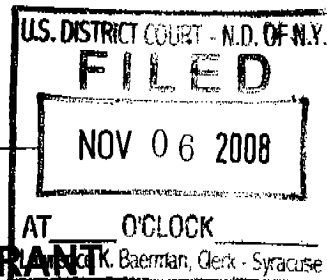
DISTRICT OF

NEW YORK

In the Matter of the Search of  
(Name, address or brief description of property or premises to be searched)

premises located at

410 Blandina Street, Utica, NY, more particularly described  
as a 2 1/2 story woodframe structure, with yellow siding and  
yellow trim. The number "410" is clearly affixed to the front of  
the residence, and visible from the road

**SEARCH WARRANT**Criminal No. 08-MJ-468 (DEP)

TO: ANY FBI AGENT and any Authorized Officer of the United States

Affidavit(s) having been made before me by Anthony R. Fitzgerald who has reason to  
Affiant

believe that ☐ on the person of or ☒ on the premises known as (name, description and/or location)

410 Blandina Street, Utica, NY, more particularly described as a 2 1/2 story woodframe structure, with yellow siding and  
yellow trim. The number "410" is clearly affixed to the front of the residence, and visible from the road

in the NORTHERN District of NEW YORK there is now concealed a  
certain person or property, namely (describe the person or property)

See Attached Schedule

I am satisfied that the affidavit(s) and any recorded testimony establish probable cause to believe that the person or  
property so described is now concealed on the person or premises above-described and establish grounds for the issuance  
of this warrant.

**YOU ARE HEREBY COMMANDED** to search on or before Nov. 7, 2008

(not to exceed 10 days) the person or place named above for the person or property specified, serving this warrant and  
making the search (in the daytime - 6:00 A.M. to 10:00 P.M.) ~~(at any time in the day or night as I find reasonable cause has  
been established)~~ and if the person or property be found there to seize same, leaving a copy of this warrant and receipt  
for the person or property taken, and prepare a written inventory of the person or property seized and promptly return this  
warrant to any authorized judge as required by law. No knock entry authorized.  
United States Judge or Magistrate Judge

October 23, 2008 @ 3:52 p.m. at  
Date and Time Issued

Syracuse, New York  
City and State

Hon. David E. Peebles  
United States Magistrate Judge  
Name and Title of Judicial Officer

[Signature]  
Signature of Judicial Officer

## RETURN

DATE WARRANT RECEIVED <i>10/25/08</i>	DATE AND TIME WARRANT EXECUTED <i>10/24/08, 7:45am</i>	COPY OF WARRANT AND RECEIPT FOR ITEMS LEFT WITH <i>Kathleen Tyrnell</i>
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INVENTORY MADE IN THE PRESENCE OF

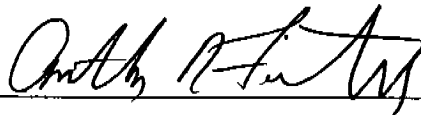
*Kathleen Tyrnell*

INVENTORY OF PERSONS OR PROPERTY TAKEN PURSUANT TO THE WARRANT

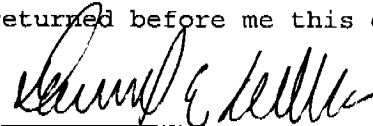
*See attached FBI "Evidence Recovery Log"*

## CERTIFICATION

I swear that this inventory is a true and detailed account of the person or property taken by me on the warrant.

  
\_\_\_\_\_

Subscribed, sworn to, and returned before me this date.

  
\_\_\_\_\_

U.S. Judge or Magistrate

*11/6/08*  
\_\_\_\_\_

Date

SEARCH WARRANT ATTACHMENT

This search warrant authorizes searches for the following items, which would be evidence of narcotics distribution and related conduct, in the above described residence, to include, any other structures, outbuildings and vehicles located thereon:

- a. Cocaine (in any form) and any other controlled substances;
- b. Paraphernalia used and commonly associated with the possession and distribution of controlled substances such as cocaine; including, but not limited to: scales, packaging materials including plastic baggies, plastic or glass vials, heat sealing machines, pipes, coffee grinders, cocaine presses, sifting screens and/or strainers; any materials used for "cutting" or diluting controlled substances like cocaine, such as baking soda, inositol and mannitol;
- c. Any books, records, receipts, notes, ledgers, journals, and other papers relating to the purchase and distribution of controlled substances, including cocaine;
- d. Addresses and/or telephone books, PDA's (i.e. Palm Pilots), caller ID boxes attached to telephones and papers reflecting names, addresses, and/or telephone numbers; and telephone records reflecting local and long distance calls;
- e. Bank statements and records, safe deposit keys, receipts, and other books and records, including any related to the purchase of real property and personal property (including automobiles), safes, lock boxes, safe deposit boxes and, in general, any records or documents evidencing the obtaining, transfer, concealment, or expenditure of money or other assets, and/or demonstrating the laundering or use of monies generated by the sale of narcotics;
- f. Any significant sums of United States currency, stocks, bonds, certificates of deposit, any other financial instruments, and safes, or other security type boxes or containers;
- g. Photographs of people, assets, or controlled substances;
- h. Personal effects tending to establish proprietary interest, including but not limited to, personal identification, driver's licenses, vehicle registration certificates, passports, birth certificates and deeds;
- i. Records of interstate travel in furtherance of the unlawful distribution of drugs and the use of the facilities of interstate commerce in furtherance of the unlawful distribution of drugs;
- j. Communication devices to include digital pagers, cellular telephones (including any stored electronic contents such as voice mail messages, addresses and telephone numbers and alpha/numeric messages), telephones, scanners and the like; and,
- k. Computers, laptops, hard drives, computer disks, compact

disks or other medium utilized to store data or information.

1. Other property constituting evidence of the possession, distribution, or use of controlled substances, or any property, records, or documents constituting evidence of the association and relationship of individuals in connection with drug-related activities.

## EVIDENCE RECOVERY LOG

PRINT LEGIBLY

PAGE 1 OF 2

GENERAL INFORMATION		PERSONNEL (Include Initials)	
DATE	10/29/2008	DER, ANTHONY W. SEGE,	OCSD AUS
CASE ID	245D-AL-47760	INV. KETH C. GREGAN,	OCSD KEG
LOCATION	410 BRANDINA ST., UTICA, NY	INV. ANNIE MARIE A. KOSTECKI,	NYSP AMAK
PREPARER/ASSISTANTS	T. KEVIN TAULEY	SA T. KEVIN TAULEY,	CBIC TKT
		INV. RICHARD FERRUCCE,	OCDA RF
		OFF. PATRICK A. SACC0,	NHPP PAS
		INV. ALFONSE D. NITTI,	NYSP ADN

ITEM #	DESCRIPTION	WHERE FOUND	RECOVERED BY / OBSERVED BY (Last name)	PACKAGING METHOD	COMMENTS (if needed)
1	PAPERWORK, PICTURES	Room B, Floor next to west wall, Hutches on south wall and table.	AUS TKT		
2	CD	Room B, top of table	TKT AUS		
3	CELL PHONE, CHARGER	Room E on bed headboard	TKT AMAK		
4	ADDRESS BOOK, KEYS	Room E on bed headboard	TKT ADN		
5	CELL PHONE	Room D dresser north wall	TKT AMAK TKT		
6	SAFE, DEF. BOX KEYS	Room D, dresser north wall top right drawer.	AMAK TKT		
7	PICTURES	Room A photo album	TKT ADN		
8	AMMUNITION, 2 ROUNDS	Room B Bricard vase on floor	TKT AUS		
9	AMMUNITION, 13 ROUNDS <sup>in</sup> <del>plastic baggie</del> <sup>ceramic bowl</sup>	Room B, Hutches, Bowl	TKT KEG		
10	PHONE #'S / NAMES	Room C on Friday.	TKT AMAK		
11	CELL PHONE INFO / CHARGERS FOR TWO PHONES	Room C, GARBAGE	TKT AUS		